

# IRRIGATION & ELECTRICAL DISTRICTS ASSOCIATION OF ARIZONA

W.A. DUNN  
CHAIRMAN OF THE BOARD

R. GALE PEARCE  
PRESIDENT

R.D. JUSTICE  
VICE-PRESIDENT

SUITE 140  
340 E. PALM LANE  
PHOENIX, ARIZONA 85004-4603  
(602) 254-5908  
Fax (602) 257-9542  
E-mail: [rslynch@rslynchaty.com](mailto:rslynch@rslynchaty.com)

CHARLES W. SLOCUM  
SECRETARY-TREASURER

ROBERT S. LYNCH  
ASSISTANT SECRETARY-TREASURER

E-MAILED ONLY

November 10, 2006

Western Area Power Administration  
Desert Southwest Region  
P.O. Box 6457  
Phoenix, Arizona 85005-6457  
Attn: Deborah K. Emler, PURPA Project Manager

Re: Applying provisions of the Public Utility Regulatory Policies Act of 1978 (PURPA) as amended by the Energy Policy Act of 2005 (EPACT 05) to sales of electricity by the Western Area Power Administration

Dear Ms. Emler:

We will keep this short and sweet. We agree with the analysis presented in the September 25, 2006 document by Western analyzing the potential applicability or usability of provisions of Sections 1251, 1252 and 1254 of the Energy Policy Act of 2005 to Western's electricity sales. We concur that these provisions are intended to affect retail utilities with sales of more than 500,000 megawatt hours per year. Thus, attempting to apply them to the activities of Western would not produce the beneficial results anticipated by these changes to PURPA in EPACT 05 and would do nothing more than add cost to the production and sale of electricity by Western.

Thank you for the opportunity to comment.

Sincerely,

/s/

Robert S. Lynch  
Counsel and Assistant  
Secretary/Treasurer

RSL:psr  
cc: IEDA Members